

CAUSE NUMBER PD-0771-17

IN THE TEXAS COURT OF CRIMINAL APPEALS

FILED
COURT OF CRIMINAL APPEALS
4/24/2018
DEANA WILLIAMSON, CLERK

JOHN CHAMBERS,
Petitioner,
v.
THE STATE OF TEXAS,
Respondent.

On review of the Affirmation by the
Thirteenth District of Texas Court of Appeals of Edinburg-Corpus Christi
Of the Judgment of the 103rd Judicial District Court of Cameron County, Texas
In Cause Number 2015 – DCR – 268 – D.

**THIRD AND FINAL MOTION FOR EXTENSION OF TIME
TO FILE RESPONDENT'S BRIEF ON THE MERITS**

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ATTORNEY FOR RESPONDENT

TO THE HONORABLE JUDGES OF SAID COURT:

Comes now, Respondent, The State of Texas, by the County and District Attorney of Cameron County, Texas, and presents this Motion for Extension of Time to File Respondent's Brief on the Merits in the above-styled and -numbered cause of action. This is Respondent's third and final motion for extension of time. Petitioner's counsel is not opposed to this request.

Respondent's Brief is presently due Monday, April 30, 2018. The undersigned counsel, Lena C. Chaisson-Muñoz, requests this Honorable Court grant an additional fifteen (15) days to file the Respondent's Brief, making it due Tuesday, May 15, 2018.

The undersigned is privileged to represent the State of Texas in this matter. The appellate division of the Cameron County District Attorney's Office is comprised of the undersigned attorney and her supervising attorney. The supervising attorney is dealing with ongoing medical issues, rendering him frequently absent and/or unavailable and leaving the undersigned to fulfill the appellate obligations of her office mostly alone.

Review and thorough response to Petitioner's technical argument requires constant verification and cross-checking of the statutes, regulations, and the record. Considering Petitioner's esteemed counsel's assertion that the matter *sub judice*

presents issues of first impression, an additional fifteen days will ensure the undersigned sufficient has time to wholly respond to the complex arguments in order to best aid the Court in its ultimate decision.

The extension is being sought for good cause and not for unnecessary delay.

PRAYER

WHEREFORE, PREMISES CONSIDERED, the State of Texas prays the Honorable Court of Criminal Appeals will grant this request for an extension of fifteen (15) days to file the Respondent's Brief, and allow for the filing to be due on Tuesday, May 15, 2018.

Respectfully Submitted,

LUIS V. SAENZ
Cameron County and District Attorney

/s/ Lena C. Chaisson-Muñoz

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Certificate of Conference

I certify that on Friday, March 23, 2018, I corresponded via electronic mail with Petitioner's counsel regarding the State requesting 45 additional days from the original due date to file its brief on the merits. I further certify that on the same day I was advised by Mr. Chad Van Brunt that Petitioner's counsel is not opposed to such request.

/s/ Lena C. Chaisson-Muñoz

Lena C. Chaisson-Muñoz

Certificate of Service

I certify that on Monday, April 23, 2018, a copy of the foregoing Third and Final Motion for Extension of Time to File Respondent's Brief on the Merits was served to the following attorneys of record for Petitioner John Chambers via electronic mail.

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/s/ Lena C. Chaisson-Muñoz

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